

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING – NOVEMBER 3, 2015**

The meeting was called to order at 9:00 A.M. with Commissioners Kasian and Kessel in attendance. Chairman Arthaud was absent.

Others present during portions of the meeting were: Fire Chief Rod Job, Tax & Zoning Director Stacey Swanson, Sheriff Pat Rummel, Chief Deputy Sheriff Jason Kastrow, Road Superintendent Jeff Iverson, States Attorney Jay Brovold, Gene Buresh, Harley Doyler, Justin Hyndman, Rob Bartz, Greg Beck, Dominic Larson, Leon Poitchard, Francis Busse, Matt Study, Kyle Berg.

Kasian moved to approve the minutes from the October 8, 2015 regular meeting. Kessel seconded. All voted aye.

Discussion ensued by the board regarding the public hearing on the proposed expansion of Highway 85 from Watford City to Belfield. Auditor Lamb and Tax & Zoning Director Stacey Swanson attended the agency scoping meeting in Bismarck and Billings County will be a participating agency on this project.

Auditor Lamb informed the board that the next Southwest Association of Counties meeting will be held Monday, November 30 at Lady J's in Dickinson.

The board reviewed a letter of support for the City of Medora in their grant application for state funding for 2nd Street. Vice Chairman Kessel signed support. There is no financial burden to the county with this support.

Fire Chief Rod Job was present and discussed the grants that were received by the Billings County Rural Fire District. One for fire suppression and safety for 60,000 and one for helmet lights and extraction suits for 26,740. The volunteers will need training prior to receiving the suits. The fire district also received a grant for a rescue pumper, but the fire district will still need \$170,000 to purchase. Kasian moved to approve the payment for the rescue pumper which had been approved in the 2015 budget. Kessel seconded. All voted aye.

Sheriff Rummel went through his monthly report. Discussion ensued regarding vehicles and potential trade in values. Sheriff Rummel also informed the board that he has hired Jasmine Teigen to fill Dan Moore's position. Jasmin will begin on November 15. He also stated that the mandatory risk management meeting will be held on Thursday. All employees of Billings County will be required to attend.

Jeff Iverson discussed his monthly road report. He stated that District 1 has hired Andrew McLeish. Discussion ensued regarding various gravel pit issues.

Gene Buresh was present from Roosevelt Custer Regional Council. He stated that they are working with Hettinger County and the City of Mott on a FEMA project, and he requested Billings County to provide \$75,000 cash flow to cover the contract with FEMA. This loan would be repaid by January of 2017, with a 4% penalty should it not be paid by that time. Kasian moved to approve the funding from the county general fund. There is enough in the general fund for this expenditure. Kessel seconded. All voted aye.

The board reviewed zoning request that had been addressed by the zoning board at their October 15, 2015 meeting as follows:

Roger Dieterle: Application to rezone Lot 2 (NWNE), 6-139-102 from Agriculture to Recreational (3604 West River Rd SW). Also requested is a conditional use permit for a change of use from a single family residence to a bed and breakfast inn and seasonal residence. The zoning board approved the conditional use permit under agricultural as it is a permitted use under that zoning type. Kasian moved to uphold the zoning board decision. Kessel seconded. All voted aye.

The board received and approved the following permits with road superintendent conditions:

ARW Permits

- Roughrider Electric – Section 16-141-98 along 123rd Ave SW
- Roughrider Electric – Sections 15,22,27,28,33,34-141-98 along 27th St SW, 29th St SW, 30th St SW and 123rd Ave SW.

At 11:00AM, bids were opened by States Attorney Jay Brovold on project number COIB – 0434(056) - 38th Street phase 2. 8 bids were opened as follows: Nelcon – \$5,265,367.45, Northern – low bid at \$4,358,998.25, Border States - \$4,547,881.60, Bituminous - \$4,761,812.89, Century Companies - \$5,385,627.75, Anderson Western - \$4,596,314.37, Mayo Construction Co – \$4,457,939.55, Central Specialties - \$4,842,937.48. Kessel moved to approve low bid to Northern contingent upon math being correct. Kasian seconded. All voted aye.

Harley Doyler was present from Crushed Rock Sales was present to discuss removing the bond on the haul road. Kasian moved to release the bond. Kessel seconded stating he would like to review a copy of stigen pit agreement. All voted aye.

Justin Hyndman from KLJ was present for the monthly engineers report.

The board recessed from 12:00 to 1:00 P.M.

The following claims were approved for payment:

| PAYEE | CHECK # | AMOUNT |
|---------------------------------------|---------|---------------|
| Blue Cross Blue Shield | 010207 | \$ 3,020.70 |
| N.D. P.E.R.S. | 010208 | \$ 48,361.80 |
| 24/7 Contracting Services, LLC | 010209 | \$ 27,398.75 |
| 3D Specialties | 010210 | \$ 1,433.40 |
| ABC Fencing, LLC | 010211 | \$ 12,584.55 |
| Acclaim Trucking, LLC | 010212 | \$ 11,468.75 |
| Adams, Donna J. | 010213 | \$ 203.20 |
| Advanced Business Methods | 010214 | \$ 1,180.19 |
| Al’s Metal Work, Inc. | 010215 | \$ 146.66 |
| Alternative Sanitation | 010216 | \$ 220.00 |
| American Welding & Gas | 010217 | \$ 704.42 |
| AmeriPride Linen Service | 010218 | \$ 295.72 |
| Anchor Drilling Fluids USA, Inc. | 010219 | \$ 33,000.00 |
| Andreas, George & Rose Marie | 010220 | \$ 29,359.00 |
| Arrow International, Inc. | 010221 | \$ 791.70 |
| A T & T Mobility | 010222 | \$ 75.46 |
| Belfield Automotive Supply, Inc. | 010223 | \$ 1,588.84 |
| Billings County Rural Fire District | 010224 | \$ 7,192.95 |
| Billings County Pioneer | 010225 | \$ 1,044.84 |
| Billings County School District | 010226 | \$ 7,671.60 |
| Billings County Weed Board | 010227 | \$ 23,239.95 |
| Boespflug Trailers & Feed | 010228 | \$ 53.70 |
| Brownells, Inc. | 010229 | \$ 495.89 |
| Buckman, Jessica | 010230 | \$ 141.40 |
| Buffalo Gap, Inc. | 010231 | \$ 78.00 |
| Butler Machinery Co. | 010232 | \$ 871.15 |
| California Contractors Supplies, Inc. | 010233 | \$ 119.00 |
| CDW Government | 010234 | \$ 286.29 |
| Cerkoney, Cathy | 010235 | \$ 90.25 |
| Challenger Industries, Inc. | 010236 | \$ 208.70 |
| Comfort Inn – Bismarck | 010237 | \$ 160.00 |
| Complete Crete | 010238 | \$ 2,698.20 |
| Creative Energy | 010239 | \$ 18,372.10 |
| D & K Services, LLC | 010240 | \$ 1,026.24 |
| Dahlin, Inc. | 010241 | \$ 6,437.50 |
| Dakota Farm Equipment, Inc. | 010242 | \$ 327.86 |
| Dakota Filter Supply | 010243 | \$ 260.01 |
| Dakota Insurance | 010244 | \$ 85.00 |
| Dan’s Interstate Conoco, Inc. | 010245 | \$ 186.06 |
| Daimler Financial | 010246 | \$ 42,261.82 |
| Dickinson Public Library | 010247 | \$ 3,850.81 |
| DRS Enterprises, LLC | 010248 | \$ 151.83 |
| Dryland Enterprises | 010249 | \$ 7,820.00 |
| Electro Watchman, Inc. | 010250 | \$ 299.40 |
| Erickson Trucking, Greg | 010251 | \$ 11,218.75 |
| Fisher Industries | 010252 | \$ 212,021.80 |
| Fisher Industries | 010253 | \$ 84,684.05 |
| Fugere, Kevin | 010254 | \$ 259.80 |
| Gall’s, Inc. | 010255 | \$ 134.97 |
| George’s Tire, Ltd. | 010256 | \$ 1,340.00 |
| Gerbig, Gordon | 010257 | \$ 333.40 |
| Griffin-Abrahamson, Mary | 010258 | \$ 182.40 |
| Heiman, Inc. | 010259 | \$ 145,682.00 |
| Hild, John | 010260 | \$ 500.00 |
| Hintz, Kadon | 010261 | \$ 1,000.00 |
| Hlebechuk Construction, Inc. | 010262 | \$ 36,617.70 |
| Hlebechuk Construction, Inc. | 010263 | \$ 16,316.82 |
| Hlebechuk Construction, Inc. | 010264 | \$ 7,579.25 |
| Intergraph Corporation | 010265 | \$ 1,384.00 |
| J P Steel & Supply, Inc. | 010266 | \$ 37.98 |
| JB’S Window Cleaning Service | 010267 | \$ 375.00 |
| Just-In Glass | 010268 | \$ 70.00 |
| Kadrmas, Lee, & Jackson, Inc. | 010269 | \$ 41,252.20 |
| Kasian, Connie | 010270 | \$ 84.50 |
| Kasian, Michael E. | 010271 | \$ 271.40 |
| Kessel, Joseph L. | 010272 | \$ 376.60 |
| Kevin’s Auto & Truck Repair | 010273 | \$ 464.85 |
| Klym, Emily | 010274 | \$ 119.60 |
| Kohler Communications | 010275 | \$ 599.95 |
| Kohler Communications | 010276 | \$ 200.00 |
| Krush, Paul | 010277 | \$ 98.30 |
| Krushensky Family Trust, Margaret | 010278 | \$ 19,468.40 |
| Lamb, Marcia | 010279 | \$ 198.30 |
| Lyle Signs, Inc. | 010280 | \$ 3,092.16 |
| Mainstay Suites – Bismarck | 010281 | \$ 445.00 |
| Malkowski, Kasey | 010282 | \$ 338.00 |

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|---------------------------------------|--------|----|-----------------|
| Malkowski Trucking | 010283 | \$ | 11,562.50 |
| Mark’s Tire Service, Inc. | 010284 | \$ | 1,415.61 |
| Martin Construction | 010285 | \$ | 36,498.00 |
| MBI Energy Rentals, Inc. | 010286 | \$ | 2,100.00 |
| Medora, City of... | 010287 | \$ | 148.63 |
| Menards – Dickinson | 010288 | \$ | 221.34 |
| Mid-American Research Chemical | 010289 | \$ | 120.69 |
| Midstate Telephone Company | 010290 | \$ | 922.79 |
| Missouri Valley Petroleum, Inc. | 010291 | \$ | 93.13 |
| N.D. Association of Counties | 010292 | \$ | 88.68 |
| N.D. Attorney General | 010293 | \$ | 180.00 |
| N.D. Cowboy Hall of Fame | 010294 | \$ | 200.00 |
| N.D. Department of Transportation | 010295 | \$ | 6.50 |
| N.D.P.E.R.S. | 010296 | \$ | 4,215.36 |
| N.D. Secretary of State | 010297 | \$ | 2,216.19 |
| N.D. State Treasurer | 010298 | \$ | 261.87 |
| NDACO Resources Group, Inc. | 010299 | \$ | 6,853.80 |
| Nelson International | 010300 | \$ | 647.90 |
| Newby’s Ace Hardware | 010301 | \$ | 236.13 |
| Newman Signs | 010302 | \$ | 736.84 |
| North Dakota One Call | 010303 | \$ | 13.20 |
| Northern Improvement Co. | 010304 | \$ | 14,574.30 |
| Northern Plains Engineering, LLC | 010305 | \$ | 1,770.00 |
| Northern Plains Erosion Control, LLC | 010306 | \$ | 2,800.00 |
| Odermann, Jonathan | 010307 | \$ | 262.13 |
| Off Road Software, Inc. | 010308 | \$ | 695.00 |
| Pemberton, Juliana | 010309 | \$ | 233.30 |
| Prairie Implement & Equipment | 010310 | \$ | 132.99 |
| Putnam, Karen | 010311 | \$ | 51.15 |
| Radisson Hotel – Bismarck | 010312 | \$ | 160.20 |
| Ramkota Hotel – Bismarck | 010313 | \$ | 80.10 |
| Ramkota Hotel – Rapid City | 010314 | \$ | 671.92 |
| Randy’s Construction | 010315 | \$ | 1,485.00 |
| RDO Trust 80-5800 | 010316 | \$ | 3,026.40 |
| Redmond, Perry | 010317 | \$ | 361.00 |
| Redmond, Thomas | 010318 | \$ | 162.08 |
| Rockmount Research & Alloys | 010319 | \$ | 363.00 |
| Romanyshyn Trucking | 010320 | \$ | 11,407.50 |
| Roosevelt-Custer Regional Council | 010321 | \$ | 75,000.00 |
| Roughrider Electric Cooperative, Inc. | 010322 | \$ | 7,544.96 |
| Rummel Auto Wrecking | 010323 | \$ | 67.25 |
| Rummel, Patrick | 010324 | \$ | 155.25 |
| Runnings Supply, Inc. | 010325 | \$ | 920.29 |
| Sax Motor Co. | 010326 | \$ | 27,991.00 |
| Sax Motor Co. | 010327 | \$ | 1,634.52 |
| South Dakota Sheriff’s Association | 010328 | \$ | 85.00 |
| Southwest Business Machines | 010329 | \$ | 719.89 |
| Southwest Multi-Co. Correction Ctr. | 010330 | \$ | 2,166.68 |
| Southwest Water Authority | 010331 | \$ | 1,749.56 |
| Southwest Water Authority | 010332 | \$ | 1,279.87 |
| Southwestern District Health Unit | 010333 | \$ | 4,451.56 |
| St. Alexius Medical Center | 010334 | \$ | 531.38 |
| Steffan Saw & Bike | 010335 | \$ | 440.89 |
| Tczap, John | 010336 | \$ | 349.75 |
| Temp Right Service, Inc. | 010337 | \$ | 40.00 |
| Thomas, Shawn | 010338 | \$ | 199.50 |
| Tom’s Service Center | 010339 | \$ | 2,401.30 |
| Total Safety U.S., Inc. | 010340 | \$ | 557.20 |
| Uniform Center | 010341 | \$ | 677.94 |
| Verizon Wireless | 010342 | \$ | 2,054.31 |
| Wal-Mart | 010343 | \$ | 264.47 |
| Westlie Truck Center | 010344 | \$ | 128.70 |
| Zoll Medical Corporation | 010345 | \$ | 963.31 |
| N.D.P.E.R.S. | 010346 | \$ | 11,032.98 |
| N.D. P.E.R.S. | 010350 | \$ | 33847.84 |
| Century Link | 010354 | \$ | 527.02 |
| Consolidated | 010355 | \$ | 55.89 |
| Discovery Benefits, Inc. | 010356 | \$ | 94.50 |
| Information Technology Dept. | 010357 | \$ | 1,134.90 |
| Medora, City of... | 010358 | \$ | 263.96 |
| Reservation Telephone Cooperative | 010359 | \$ | 40.00 |
| Roughrider Electric Cooperative | 010360 | \$ | 2,639.66 |
| Roughrider Electric Cooperative | 010361 | \$ | 957.80 |
| Visa | 010362 | \$ | 1,220.85 |
| Visa | 010363 | \$ | <u>1,748.80</u> |

The board approved the revenue vouchers for the month of October: Recorder \$3,425.80; Zoning \$2,775.37; Court \$105.00; Sheriff \$122.50

Revenues for materials and/or services rendered in October: George & Sydney Hege \$2,177.00 gravel & hauling; James Oil Well Service freshwater \$28.50; Loren Bock \$2,064.00 freshwater 2014-15; Dakota Soil Sterilization \$74.70 freshwater; City of Medora \$215.00 anchor wood fence around propane tanks; Cody & Janell Tachenko \$630.00 used culvert; Dan Obrigewitch \$222.00 freshwater; Mark Kasian \$198.33 band and bolts; Dwayne Shypkoski \$1,350.00 2014-15 freshwater; B & B Hot Oil Service \$914.76 freshwater; Badger Daylighting Corp. \$30.0 freshwater. WEED SPRAYING: Medora Grazing Association \$6,115.08, DeAnn Baertsch \$186.85, Sandy Baertsch \$122.63, Kevin Kirsch \$258.02, Kami & Russ Kling \$87.02, Robert Klym

\$102.35, Cody Reis \$507.46, Edwin Cerkoney \$196.48, Jim Haag \$428.44, Rhonda King \$50.37, Florian Kuntz \$55.61, Randolph Kuntz \$489.55, Byron Richard \$274.77, Delry Sabrosky \$182.85, Charles Sivak et al \$216.95, Cory Smith \$83.45, Sydney Hegge \$74.62, James Buckman \$88.05, Dwayne Shypkowski \$378.65.

Revenues for the month of October: Sheriff \$2,675.00 permits, Sheriff \$140.00 24/7 payments; Sheriff Overload Fees \$7,280.00; Highway Tax Distribution \$14,976.59; Oil & Gas Production Tax \$327,550.08; Interest \$2,545.05; Royalties \$29,343.33; Unorganized Oil & Gas Production Tax \$50,367.59; Maps \$10.75; State Aid Distribution \$87,375.34; Township Distribution \$18,886.74

Payroll in the following amounts were approved for October: General Fund \$129,748.46; Road and Bridge Fund \$122,251.96; Weed Fund \$11,863.14.

With there being no further business, Kessel moved to adjourn the meeting at 2:00P.M. Kasian seconded. All voted aye.

James Arthaud, Chairman

Attest: _____

Marcia Lamb, Auditor/Treasurer